

KAEMPFER CROWELL
Louis M. Bubala III
Nev. Bar No. 8974
50 W. Liberty Street, Suite 1100
Reno, Nevada 89501
Telephone: (775) 852-3900
Facsimile: (775) 327-2011
E-Mail: lbubala@kcnvlaw.com

KAEMPFER CROWELL
Kristopher J. Kalkowski
Nev. Bar. No. 14892
1980 Festival Plaza Drive, Suite 650
Las Vegas, Nevada 89135
Telephone: (702) 792-7000
Facsimile: (702) 796-7181
E-Mail: kkalkowski@kcnvlaw.com

HUSCH BLACKWELL LLP
Abraham J. Souza
Admitted Pro Hac Vice
8001 Forsyth Blvd., Ste. 1500
St. Louis, Missouri 63105
Telephone: (314) 345-6225
Facsimile: (314) 480-1505
E-Mail: abraham.souza@huschblackwell.com

*Attorneys for Defendant
SilverSummit Health Plan, Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DIGNITY HEALTH, a California non-profit
public benefit corporation, d/b/a ST. ROSE
DOMINICAN HOSPITAL,

Plaintiff,

vs.

SILVERSUMMIT HEALTH PLAN, INC.;
DOES 1 THROUGH 25; and ROES 1
THROUGH 25,

Defendants.

Case No. 2:25-cv-00576-JAD-EJY

**AMENDED STIPULATION AND ORDER
EXTENDING DEADLINE FOR
SUBMISSION OF DISCOVERY PLAN
AND SCHEDULING ORDER**

(Second Request)

Plaintiff Dignity Health d/b/a St. Rose Dominican Hospital (“Dignity Health”), and defendant SilverSummit Health Plan, Inc. (“SilverSummit”), by their attorneys, request an extension of the current deadline of June 11, 2025, for the parties to submit a stipulated discovery plan and scheduling order. The parties submit that good cause supports this extension request as

1 required by Local Rule IA 6-1(a).

2 The court previously extended the deadline for the parties to submit a stipulated discovery
3 plan and scheduling order from May 12, 2025, to June 11, 2025, in light of the hearing on
4 SilverSummit's motion to dismiss Dignity Health's original complaint, which took place on May
5 27, 2025. Dkt. 18 (minute order scheduling hearing for May 27); Dkt. 20 (order granting extension
6 request). At the motion hearing, the court granted SilverSummit's motion to dismiss, dismissed
7 the complaint without prejudice, and granted Dignity Health leave to file an amended complaint
8 within 15 days—*i.e.*, by June 11, the same day that the stipulated discovery plan and scheduling
9 order is currently due. Dkt. 22.

10 In light of the court's dismissal of the original complaint and the forthcoming amended
11 complaint, the parties ask the court to extend the deadline for the parties to submit a stipulated
12 discovery plan and scheduling order until 14 days after the court rules on any forthcoming motion
13 to dismiss the amended complaint (assuming any portion of the amended complaint survives), or
14 until 14 days after SilverSummit answers the amended complaint in the event no motion to dismiss
15 is filed.

16 ***Proposal in the event SilverSummit files a motion to dismiss***

17 As noted above, the amended complaint is due by June 11, 2025. Dkt. 22. Under Fed. R.
18 Civ. P. 15(a)(3), SilverSummit's responsive pleading will be due within 14 days, *i.e.*, by June 25,
19 2025. If SilverSummit moves to dismiss on June 25, 2025, Dignity Health's response brief will
20 be due July 9, 2025, and SilverSummit's reply will be due July 16, 2025. *See* Local Rule 7-2(b).
21 In the event SilverSummit files a motion to dismiss, the parties request that the stipulated discovery
22 plan and scheduling order be due 14 days after the court rules on the motion to dismiss, assuming
23 any portion of the amended complaint survives.
24

Proposal in the event SilverSummit does not file a motion to dismiss

In the event SilverSummit answers the amended complaint on June 25, 2025, in lieu of filing a motion to dismiss, the parties request that the stipulated discovery plan and scheduling order be due 14 days after SilverSummit files its answer—*i.e.*, by July 9, 2025.

As noted above, an operative complaint is not currently on file, and the amended complaint and the court's resolution of any forthcoming motion to dismiss may impact the nature and scope of the claims at issue and, thus, the nature and scope of any discovery in this case. Accordingly, the parties request this second extension of time to submit a stipulated discovery plan and scheduling order, as set forth in detail above.

Dated: June 5, 2025

STEPHENSON, ACQUISTO & COLMAN

By: s/ Scott B. Van Alfen
Scott B. Van Alfen

Attorney for Plaintiff Dignity Health

HUSCH BLACKWELL LLP

By: s/ Abraham J. Souza
Abraham J. Souza
Admitted Pro Hac Vice

*Attorney for Defendant SilverSummit Health
Plan, Inc.*

IT IS SO ORDERED.

Dated this 5th day of June, 2025.


UNITED STATES MAGISTRATE JUDGE